



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

September 28, 2021

Mr. John Sontag, Jr. P.E.
Weston Solutions, Inc.
Client Account Manager
1400 Weston Way
West Chester, PA 19380

Re: Hatco Risk-based Disposal Approval

Dear Mr. Sontag:

This letter is a follow-up to Weston Solutions, Inc.'s (Weston's) proposed approach to address offsite polychlorinated biphenyl (PCB) contamination in what is now known as Area of Concern 25 (AOC 25), as outlined in a PowerPoint presentation during a meeting held with the U.S. Environmental Protection Agency (EPA) and the New Jersey Department of Environmental Protection (NJDEP) on July 27, 2021. The 2005 Risk-based Disposal Approval (RBDA) issued by EPA for the Hatco site includes the remediation of sediments containing PCBs over 1 part per million located in Crows Mill Creek/Channel D wetlands. The offsite portions of Crows Mill Creek/Channel D are located within the current boundaries of AOC 25. Since the 2005 issuance of the RBDA, no progress has been made in the remediation of the offsite portions of Crows Mill Creek/Channel D.

EPA understood, based on information presented during the meeting, that it is Weston's current position that the majority of PCB contamination present in AOC 25 was the result of historical activities on the EPEC and Cardell/Gredel properties and that PCB contamination in Crows Mill Creek/Channel D, attributable to operations from the Hatco site, was confined to a limited area immediately to the south of the site property ("Limited Area".) Furthermore, Weston indicated an intention to submit to NJDEP and EPA a remedial action work plan only for the Limited Area, for review and approval.

Please be advised that neither NJDEP nor EPA can agree with Weston's position at this time. EPA notes that this proposal is novel and does not correspond with any explicit terms of the RBDA nor past discussion with regard to offsite PCB contamination (i.e., as in the past when Weston verbally discussed with EPA its responsibility for all of the PCBs). Moreover, Weston has not provided sufficient information regarding PCB migration from the Hatco facility to justify the proposed boundaries of the Limited Area or to support a conclusion that the PCB contamination from Hatco was confined only to the Limited Area. Nothing in the information presented explains how or why PCB contamination from Hatco would have been confined to the proposed boundaries of the Limited Area and did not continue to migrate down AOC 25 to commingle with any PCBs released from the EPEC and Cardell/Gredel properties. Accordingly, Weston continues to be required to prepare a remedial action work plan for PCB remediation in the entire Crows Mill Creek/Channel D project area as set forth in the RBDA. Any further delay in preparing and implementing a remedial action work plan for the entire Crows Mill Creek/Channel D raises the potential for an unacceptable risk to human health or the environment.

EPA remains available to review any additional documentation regarding Hatco's PCB contamination and the provisions of the RBDA you believe may be helpful and to discuss with Weston the anticipated parameters of the remedial action work plan for AOC 25. If you have any questions about this matter, please contact Steve Ferreira of my staff at 212-637-3759, or by email at ferreira.steve@epa.gov.

Sincerely,

Adolph Everett, Chief
Land and Redevelopment Programs Branch